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*Attorneys for Defendant  
APPLE INC.*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO**

OpenTV, Inc., and Nagravision, SA,

Case No. 3:14-cv-01622-JST

**Plaintiffs and  
Counterdefendants,**

**APPLE INC.'S STATEMENT OF  
RECENT DECISIONS RELATING TO  
APPLE'S MOTION TO DISMISS (ECF  
97, 106)  
[CIVIL L.R. 7-3(d)(2)]**

Apple Inc

## Defendant and Counterplaintiff

1 Pursuant to Civil Local Rule 7-3(d)(2), defendant Apple Inc. respectfully submits as  
2 supplemental authority in support of Apple's Motion to Dismiss Plaintiffs' Third Amended  
3 Complaint (ECF 97 and 106), the following recent decisions issued after the filing of Apple's  
4 reply brief:

- 5 1) *Hewlett-Packard Company v. ServiceNow, Inc.*, Case No. 5-14-cv-00570, ECF 101  
6 (N.D. Cal. Mar. 10, 2015)
- 7 2) *Clear With Computers, LLC v. Altec Industries, Inc.*, Case No. 6-14-cv-00079, 2015  
8 WL 993392 (E.D. Tex. March 3, 2015)
- 9 3) *Intellectual Ventures I LLC v. Motorola Mobility LLC*, Case No. 1-11-cv-00908, 2015  
10 WL 846532 (D. Del. Feb. 24, 2015)
- 11 4) *Essociate, Inc. v. Clickbooth.com LLC*, Case No. 8:13-cv-01886 (C.D. Cal. Feb. 11,  
12 2015)
- 13 5) *Enpat, Inc. v. Tenrox, Inc.*, Case No. 6:13-cv-00948, 2015 WL 541673 (M.D. Fla. Feb.  
14 10, 2015)
- 15 6) *In Re TLI Communication LLC Patent Litigation*, Case No. 1:14-MD-2534, 2015 WL  
16 627858 (E.D. Va. Feb. 6. 2015).
- 17 7) *Minitab, Inc. v. EngineRoom, LLC*, Case No. 4:12-cv-02170 (M.D. Pa. Feb. 3, 2015)
- 18 8) *Vehicle Intelligence and Safety LLC v. Mercedes-Benz USA LLC*, Case No. 1:13-cv-  
19 04417, 2015 WL 394273 (N.D. Ill. Jan. 29, 2015)

20 Each of the identified decisions involves a determination of patent eligibility pursuant to  
21 35 U.S.C. § 101 and the application of *Alice Corp. Pty. Ltd. v. CLS Bank Int'l*, 134 S. Ct. 2347  
22 (2014). Pursuant to Civil Local Rule 7-3(d)(2), the identified decisions are attached to this notice  
23 as Exhibits 1-8.

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1 Dated: March 16, 2015

O'MELVENY & MYERS LLP

2 By: /s/ Luann L. Simmons  
3 Luann L. Simmons  
4 Attorneys for Defendant  
Apple Inc.

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